

**BOARD OF NURSING  
MEETING MINUTES  
MARCH 25, 2010**

- PRESENT:** Kay Coppens, Maria Joseph, Gretchen Lowe, Evelyn Merriett, Julia Nelson, Nelson Soler (excused at 12:12 p.m.), Kathleen Sullivan
- EXCUSED:** Marilyn Kaufmann, Lou Ann Weix
- STAFF:** Jeff Scanlan, Bureau Director; Colleen Baird, Legal Counsel; Kimberly Wood, Bureau Assistant and other DRL Staff
- GUESTS:** Susan Dean-Baar, University of Wisconsin – Milwaukee; Jeremy Levin, Rural Wisconsin Health Cooperative (RWHC); Kathy Poi, Wisconsin Nurses Association (WNA); Connie Jicha, WNA

**CALL TO ORDER**

Kathleen Sullivan, Vice Chair, called the meeting to order at 8:50 a.m. A quorum of seven (7) members was present.

**APPROVAL OF AGENDA**

**Amendments to the Agenda:**

- After Item “C” (open session) ADD: Presentation of Proposed Stipulations: **9:00 a.m.**  
Presentation of a Proposed Stipulation and Order Granting Reinstatement in the Matter of the Application for Reinstatement of an RN License of Sheila E. Novin, RN (09 UNL 095);  
Presentation by Arthur Thexton, Prosecutor, DRL-Div. of Enforcement
- Before Item “F” (closed session) Under the item titled “Impaired Professional Procedure (IPP) Received After the Mailing of the Agenda” ADD:
  - Request for Removal of an RN from the Impaired Professional Procedure for Violation of Contract
- After Item “F” (closed session) Under the item titled “Review of Applications Received After Mailing of the Agenda” ADD:
  - Application of Lisa Hawkins for RN Licensure
- Item “G” (closed session) Under the item titled “Monitoring” REMOVE:
  - Deborah Deglow, LPN – Requesting Full Licensure
- After Item “O” (closed session) Under the item titled “Deliberation of Monitoring Received After Mailing of the Agenda” – ADD:
  - Christine Bayer, RN – Requesting Modification
  - Jacqueline (Hans) Frank, RN – Requesting Modification
- After Item “Cc” (closed session) Under the item titled “Deliberation of Proposed Stipulations Received After Mailing of the Agenda” ADD:
  - Sheila E. Novin (09 UNL 095)
  - Wayne Brunson, LPN (09 NUR 114)

**MOTION:** Gretchen Lowe moved, seconded by Julia Nelson, to approve the March 25, 2010 agenda as amended. Motion carried unanimously.

## **APPROVAL OF MINUTES OF FEBRUARY 25, 2010**

### **Amendments to the Minutes:**

- Page 1 of the Minutes: Correct the date listed in the header for approval of the agenda as follows: “APPROVAL OF MINUTES OF ~~DECEMBER 3, 2009~~ **JANUARY 28, 2010**”

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to approve the minutes of February 25, 2010, as amended. Motion carried unanimously.

## **ADMINISTRATIVE REPORT**

Jeff Scanlan announced the presence of Nelson Soler, the Board’s newly appointed public member. Introductions were exchanged and Mr. Soler provided his background to the Board.

Jeff Scanlan provided the following Department staffing updates:

- Jim Parker has been appointed as the new Division of Enforcement (DOE) Administrator. Jim Parker has taken a leave of absence from his Budget Director position in the Division of Management Services.
- Charles Facktor has been hired to fill the attorney supervisor (Health Team) vacancy in the DOE.
- Angela Arrington has been appointed to the vacant Bureau Director position in Board Services. She is taking a leave of absence from her attorney position in the DOE and will return to her position when her appointment has concluded.
- Yolanda McGowan has been hired as the Legal Counsel for the Boards she previously was appointed to as a Bureau Director.

Jeff Scanlan updated the Board regarding pending legislation for licensure Anesthesia Assistants. He noted that this issue was discussed at the NCSBN Midyear meeting and has been occurring in other jurisdictions.

Jeff Scanlan indicated that the Department is looking at another round of offsite meetings. He and the Board briefly discussed how to improve upon the offsite meetings and indicated that the Board may wish to select agenda topics that garner interest of licensees, the public and other interested parties.

### **Notification of Division of Enforcement: Case Advisor Training – Monday April 19, 2010**

Jeff Scanlan advised the Board that the Department is offering another Case Advisor Training on Monday, April 19, 2010. He encouraged attendance for those members that have not previously participated in this training session. April 12, 2010 was noted as the deadline to register for the Case Advisor Training.

## **REVIEW OF CORRESPONDENCE FROM AMERICAN ASSOCIATION OF CRITICAL-CARE NURSES (AACN) CERTIFICATION CORPORATION REQUESTING APPROVAL OF NEW CERTIFICATION EXAMINATION FOR ACUTE CARE NURSE PRACTITIONERS (ACNP)**

Jeff Scanlan advised the Board of a request from AACN for Board approval of a new certification examination for ACNP’s.

**MOTION:** Julia Nelson moved, seconded by Gretchen Lowe, to accept the American Association of Critical-Care Nurses (AACN) certification for acute care nurse practitioners as approved by NCSBN. Motion carried unanimously.

## PRESENTATION OF PROPOSED STIPULATIONS

### **Presentation of a Proposed Stipulation and Order Granting Reinstatement in Matter of the Application for Reinstatement of an RN License of Sheila E. Novin (Respondent); Presentation by Arthur Thexton, Prosecutor, DRL-Div of Enforcement**

Attorney Arthur Thexton presented the Proposed Stipulation, Final Decision and Order in the matter of disciplinary proceedings against Sheila E. Novin, RN. Attorney Brad Hoeschen, representing the respondent, was present and provided comments to the Board. This matter will be deliberated during closed session.

### **CATHY POND, ADMINISTRATOR – DIV. OF PROFESSIONAL CREDENTIALING, MICHAEL BERNDT, GENERAL COUNSEL: DISCUSSION ON REQUEST TO DRL FOR THE REQUIREMENT OF AN ATTESTATION AT RENEWAL OF NURSING LICENSURE TO INDICATE IF ANY DISCIPLINARY ACTION OR CRIMINAL CONVICTIONS HAS OCCURRED SINCE LAST RENEWAL/INITIAL LICENSURE**

Cathy Pond, Administrator – Division of Professional Credentialing, appeared before the Board to address its request for the addition of an attestation at the time of renewal to indicate if any discipline or criminal conviction has occurred since the time of last renewal or since original licensure.

Cathy Pond informed the Board that after review by Michael Berndt, General Counsel, it has been indicated that there is not statutory authority to grant this request and indicated that the Board would have to pursue legislation if they truly want ask for this on the renewal form. Cathy Pond indicated that the position taken by Michael Berndt in this regard is consistent with the positions stated by two former Department General Counsels. Additionally, Cathy Pond indicated that this request was also considered as a policy matter by Department Management and stated that implementation of such a requirement would set a precedent which all other boards would also wish to get if their license holders received a discipline or were convicted between renewal periods.

Jeff Scanlan and Cathy Pond informed the Board of efforts being pursued by the Department to more thoroughly screen new applicants and renewing licensees. The Board discussed processes that were previously in place through NCSBN and the Nursys database to notify the Department of nurses with convictions or disciplinary actions. The Department is working to re-establish some of these processes. Jeff Scanlan then advised the Board of his intent to have a representative of the National Council on State Boards of Nursing (NCSBN) come to a future Board meeting to present to the Board regarding some of the features of NURSUS, an online verification and reporting system, and to assist the Department with improvements to the regulatory processes for nurse licensing.

Cathy Pond took the opportunity to update the Board regarding the status of the RN Workforce Survey and renewal. She reported that 84,000 renewal notices were sent out to registered nurses including approximately 180 nurse midwives. To date 77,670 renewals have been received, Cathy Pond noted that this is a very good turnout for timely renewals. She went on to note that 91% of registered nurses completed their renewals online and 9% renewed via paper statement. The nurse midwives online renewal rate was at 97%. Cathy Pond informed the Board that the Department of Workforce Development (DWD) is in the process of scanning approximately 3,500 paper workforce surveys. She stated that she had recently participated in a conference call with DWD for the purpose of evaluating the distribution and completion of survey in order to implement greater efficiency in the renewal and survey completion process of licensed practical nurses. Cathy Pond indicated that DWD and the Department will again request the assistance of interested parties and associations in the notification of employers and licensees of the requirement to complete the survey as a condition for renewal.

Judy Warmuth provided comments to the Board indicating that the initial release of information gathered from the workforce survey will be released May 6, 2010, the first day of Nurses Week, and indicated that the document being released would contain only general demographics. The full report on the results of the workforce survey will be released in July 2010.

**FYI ITEM NCLEX-RN REGIONAL WORKSHOP, APRIL 15, 2010, MADISON AREA  
TECHNICAL COLLEGE – TRUAX CAMPUS**

The Board noted this topic as an informational item.

**REPORT OF NCSBN MID YEAR MEETING – MARCH 8 TO 10, 2010, CHICAGO IL**

Jeff Scanlan and Colleen Baird reported to the Board regarding their attendance at the NCSBN Mid Year Meeting. Jeff and Colleen highlighted their experience at this meeting.

Jeff Scanlan informed the Board of an executive officer session he attended regarding Board messaging and its importance. Jeff Scanlan expanded upon the idea of messaging explaining that it refers to the proper and effective communication of issues. This session also offered suggestions on how to effectively communicate the needs of the Board to administrative staff to ensure that staff is fully informed of what needs to be completed.

Colleen Baird reported that she attended a presentation of NCSBN's uniform licensure requirements at the Mid Year meeting. She stated that NCSBN reviews its model laws with state member boards at the Mid Year and Annual meetings and makes its recommendations regarding practice acts, licensure laws and so forth. She indicated that this is helpful as it can help the Board to be cognizant of new developments in the profession.

Jeff Scanlan and Colleen Baird indicated that there was a good discussion regarding continuing competency. They indicated that this session explained why continuing education as it exists is an ineffective model for assuring competency. Jeff Scanlan and Colleen Baird advised the Board that there is a movement to identify a new model for competency such as reexamination requirements at set intervals or the completion of practical exams which identify areas of deficiency, which would then allow a licensee to identify areas of education to focus on.

Colleen Baird notified the Board that NCSBN will be providing an Attorney and Investigator Symposium in May. She indicated that she was able to attend this symposium in 2009. The Board inquired about the attendance of Department staff at the NCSBN 2010 Attorney and Investigator Symposium. Colleen Baird informed the Board that Department staff has not been identified for attendance but indicated that she could report the names of attendees at the May meeting.

Jeff Scanlan emphasized the importance of attendance at the NCSBN meetings by board members as they are informative and educational. The Board discussed the ability to network and the benefit of having knowledge of the issues affecting the nursing profession in other jurisdictions. He encouraged the Board to utilize travel funds and opportunities made available by NCSBN. Jeff Scanlan indicated that he would bring a listing of NCSBN's upcoming events to the May meeting.

Jeff Scanlan and Colleen Baird took the opportunity to distribute copies of the Journal of Nursing Regulation and an article published by Madison.Com, authored by reporter David Wahlberg, regarding systemic nursing errors at St. Mary's. The Board reviewed the article as an informational item.

## **REPORT OF EDUCATION AND LICENSURE COMMITTEE**

Evelyn Merriett reported to the Board regarding the actions taken at the March 25, 2010 meeting of the Education and Licensure Committee.

### **Review of University of Wisconsin-Milwaukee NCLEX-RN Pass Rate Improvement Plan**

**COMMITTEE MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to recommend approval of the NCLEX-RN improvement plan submitted by UW-Milwaukee with a request to receive an updated report after receipt of Quarter 3 2010 data. Motion carried unanimously.

**BOARD MOTION:** Maria Joseph moved, seconded by Evelyn Merriett, to approve the Committee's recommendation for approval of the NCLEX-RN improvement plan submitted by UW-Milwaukee with a request to receive an updated report after receipt of Quarter 3 2010 data. Motion carried unanimously.

### **Review of College of Menominee Nation Six-Month Post-Graduation Report of Practical Nursing Exit Option Program**

**COMMITTEE MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to recommend approval of the six-month post graduate practical nurse exit option program for the College of Menominee Nation. Motion carried unanimously.

**BOARD MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to approve the Committee's recommendation for approval of the six-month post graduate practical nurse exit option program for the College of Menominee Nation. Motion carried unanimously.

## **REPORT OF PRACTICE COMMITTEE**

Kathleen Sullivan reported that there were no actions resulting from today's Practice Committee meeting.

## **PUBLIC COMMENTS**

None.

## **CLOSED SESSION**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Enforcement case status reports. Roll Call Vote: Kay Coppens-yes; Maria Joseph-yes; Gretchen Lowe-

yes; Evelyn Merriett-yes; Julia Nelson-yes; Nelson Soler-yes; Kathleen Sullivan-yes. Motion carried unanimously.

The Board convened into Closed Session at 10:01 a.m.

### **RECONVENE TO OPEN SESSION**

**MOTION:** Evelyn Merriett moved, seconded by Gretchen Lowe, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 3:07 p.m.

### **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE**

The Board voted on each of the following matters individually:

- 09 NUR 133 – Administrative Warning
- Mary Jo Trunnell, RN – Monitoring

The outcomes of these matters are as described in the motions listed below. All other motions were reconfirmed via the following Board motion.

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to reaffirm all motions made in closed session. Motion carried unanimously.

### **IMPAIRED PROFESSIONALS PROCEDURE (IPP)**

None.

### **IMPAIRED PROFESSIONALS PROCEDURE (IPP) RECEIVED AFTER THE MAILING OF THE AGENDA**

#### **Request for Removal of an RN from the Impaired Professionals Procedure for Violation of Contract**

**MOTION:** Evelyn Merriett moved, seconded by Gretchen Lowe, to remove L.H. from IPP and to refer to DOE for prosecution. Motion carried unanimously.

### **REVIEW OF APPLICATIONS**

#### **Application of Carly Kammers for RN Licensure:**

The Board noted that the application of Carly Kammers for RN licensure has been withdrawn.

### **REVIEW OF APPLICATIONS RECEIVED AFTER THE MAILING OF THE AGENDA**

**Application of Lisa Hawkins for RN Licensure:**

**MOTION:** Gretchen Lowe moved, seconded by Julia Nelson, to approve Lisa Hawkins for RN licensure by endorsement. Motion carried unanimously.

**MONITORING**

**DEBORAH DEGLOW, LPN  
REQUESTING FULL LICENSURE**

At the request of Deborah Deglow the Board has rescheduled the consideration of this matter until its May meeting.

**BARBARA FRANK, RN  
REQUESTING FULL LICENSURE**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to deny Barbara Frank, RN's request for full licensure and to request explanation for positive drug screens to be provided prior to the May 6, 2010 meeting. Reason for Denial: Positive drug screens, explanation for positive drug screens must be provided. Motion carried unanimously.

**KELLY AYERS, RN  
REQUESTING FULL LICENSURE**

**MOTION:** Evelyn Merriett moved, seconded by Kay Coppens, to grant Kelly Ayers, RN's request for full licensure. Motion carried unanimously.

**KIMBERLY RODERS, LPN  
REQUESTING MODIFICATION**

**MOTION:** Gretchen Lowe moved, seconded by Evelyn Merriett, to grant Kimberly Rodgers, LPN's request for access, to deny the request for a reduction in the frequency of drug screens and to indicate that Ms. Rodgers should maintain compliance with the requirement to test within the required five (5) hour window. Reason for Denial: Access granted. Motion carried unanimously.

**KATHRYN BERRY, RN  
REQUESTING MODIFICATION**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to deny Kathryn Berry, RN's request for a reduction in the frequency of drug screens and to deny the request for a reduction in the frequency of AA meetings, with therapy per the Board Order. Reason for Denial: Positive drug screens without explanation or prescription. Motion carried unanimously.

**ANGELA LEONARD, RN  
REQUESTING MODIFICATION**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to grant Angela Leonard, RN's request for a reduction in the frequency of drug screens to twenty-eight (28) per year with one (1) annual hair test. Motion carried unanimously.

**MARY JO TRUNNELL, RN  
REQUESTING MODIFICATION**

**MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to grant Mary Jo Trunnell, RN's request for a reduction in the frequency of drug screens to twenty-eight (28) per year with one (1) annual hair test, grant the request for termination of therapy, deny the request to work in a home health agency or pool and deny the request for reduction in the frequency of AA meetings. Reason for Denial: Unsatisfactory work reports. Motion carried. Abstained: Evelyn Merriett

*(Evelyn Merriett recused herself from the matter and left the room for deliberation and voting in the matter concerning Mary Jo Trunnell, RN.)*

**JANICE RIESE, RN  
REQUESTING MODIFICATION**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to grant Janice Riese, RN's request for access and to grant a reduction in the frequency of drug screens to forty-eight (48) per year with one (1) annual hair test. Motion carried unanimously.

**JULIE WILCOX, RN  
REQUESTING REINSTATEMENT OF APNP CERTIFICATE**

**MOTION:** Julia Nelson moved, seconded by Maria Joseph, to deny Julie Wilcox, RN's request for access and for reinstatement of her APNP certification and to require the submission of a current therapy report, a current mental health/AODA assessment and the appearance of Ms. Wilcox at the May meeting. Reason for Denial: Lack of current therapy report. Motion carried unanimously.

*(Nelson Soler left the meeting at 12:12 p.m.)*

**DELIBERATION OF MONITORING RECEIVED AFTER MAILING OF AGENDA**

**CHRISTINE BAYER, RN  
REQUESTING MODIFICATION**

**MOTION:** Julia Nelson moved, seconded by Gretchen Lowe, to grant Christine Bayer, RN's request for access, and to grant a continuous stay and a reduction in the frequency of drug screens to forty-eight (48) per year with one (1) annual hair test. Motion carried unanimously.

**JACQUELINE (HANS) FRANK, RN  
REQUESTING MODIFICATION**



**MOTION:** Evelyn Merriett moved, seconded by Kay Coppens, to remove the stay of suspension for Jacqueline (Hans) Frank, RN. Reason for Denial: Unsatisfactory work report. Motion carried unanimously.

**DELIBERATION OF PROPOSED STIPULATIONS AND FINAL DECISIONS AND ORDER**

**AMANDA M. CLIFFORD, LPN  
(08 NUR 120)**

**MOTION:** Julia Nelson moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Amanda M. Clifford, LPN (08 NUR 120). Motion carried unanimously.

**MOTION:** Evelyn Merriett moved, seconded by Kay Coppens, to grant Amanda M. Clifford, LPN a reduction in the frequency of drug screens to forty-eight (48) per year with one (1) annual hair test in accordance with the recommendation of the case advisor based upon the current testing schedule. Motion carried unanimously.

**SUSAN K. GORTON, LPN  
(07 NUR 460)**

**MOTION:** Gretchen Lowe moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Susan K. Gorton, LPN (07 NUR 460). Motion carried unanimously.

**BETTY HOCHSTEIN, LPN  
(09 NUR 288)**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Betty Hochstein, LPN (09 NUR 288). Motion carried unanimously.

**GINA L. INDRA, LPN  
(07 NUR 291)**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Gina L. Indra, LPN (07 NUR 291). Motion carried unanimously.

**MEGANN L. KUBACKI, LPN  
(09 NUR 111)**

**MOTION:** Gretchen Lowe moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Megann L. Kubacki, LPN (09 NUR 111). Motion carried unanimously.

**CHERYL D. LONG, LPN  
(10 NUR 012)**

**MOTION:** Julia Nelson moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Cheryl D. Long, LPN (10 NUR 012) and to amend the clerical error to correct the findings of fact, paragraph one (1). Motion carried unanimously.

**JAMES T. MANSELL, LPN  
(10 NUR 045)**

**MOTION:** Evelyn Merriett moved, seconded by Gretchen Lowe, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against James T. Mansell, LPN (10 NUR 045). Motion carried unanimously.

**JENNIFER E. MAYER, RN  
(09 NUR 428)**

**MOTION:** Gretchen Lowe moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Jennifer E. Mayer, RN (09 NUR 428). Motion carried unanimously.

**CAROL J. MCKEOWN, RN  
(09 NUR 267)**

**MOTION:** Gretchen Lowe moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Carol McKeown, RN (09 NUR 267). Motion carried unanimously.

**CAROL A. NIESSEN, LPN  
(08 NUR 252)**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Carol A. Niessen, LPN (08 NUR 252). Motion carried unanimously.

**GAIL RUTH SEEGER, RN**

**(08 NUR 443)**

**MOTION:** Julia Nelson moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Gail Ruth Seeger, RN (08 NUR 443). Motion carried unanimously.

**SUSAN KAY ST. CATHERINE, LPN  
(09 NUR 159)**

**MOTION:** Gretchen Lowe moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Susan St. Catherine, LPN (09 NUR 159). Motion carried unanimously.

**JENNIFER L. WALLOCK, RN  
(09 NUR 402)**

**MOTION:** Julia Nelson moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Jennifer L. Wallock, RN (09 NUR 402). Motion carried unanimously.

**DEBBIE J. WATSON, LPN  
(07 NUR 300)**

**MOTION:** Gretchen Lowe moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Debbie J. Watson (07 NUR 300). Motion carried unanimously.

**DELIBERATION OF PROPOSED STIPULATIONS RECEIVED AFTER MAILING OF  
AGENDA**

**SHEILA E. NOVIN  
(09 UNL 095)**

**MOTION:** Kay Coppens moved, seconded by Julia Nelson, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Sheila E. Novin (09 UNL 095). Motion carried unanimously.

**WAYNE BRUNSON, LPN  
(09 NUR 114)**

**MOTION:** Julia Nelson moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary

proceedings against Wayne Brunson, LPN (09 NUR 114). Motion carried unanimously.

### **ADMINISTRATIVE WARNINGS**

#### **06 NUR 396**

**MOTION:** Gretchen Lowe moved, seconded by Julia Nelson, to issue an administrative warning in the matter of case # 06 NUR 396. Motion carried unanimously.

#### **08 NUR 062**

**MOTION:** Julia Nelson moved, seconded by Evelyn Merriett, to issue an administrative warning in the matter of case # 08 NUR 062. Motion carried unanimously.

#### **08 NUR 235**

**MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to issue an administrative warning in the matter of case # 08 NUR 235. Motion carried unanimously.

#### **09 NUR 044**

**MOTION:** Julia Nelson moved, seconded by Maria Joseph, to issue an administrative warning in the matter of case # 09 NUR 044. Motion carried unanimously.

#### **09 NUR 121**

**MOTION:** Gretchen Lowe moved, seconded by Kay Coppens, to issue an administrative warning in the matter of case # 09 NUR 121. Motion carried unanimously.

#### **09 NUR 133**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to issue an administrative warning in the matter of case # 09 NUR 133. Motion carried. Abstained: Julia Nelson

### **DELIBERATION OF ADMINISTRATIVE WARNINGS RECEIVED AFTER MAILING OF AGENDA**

None.

### **DELIBERATION OF ORDERS FIXING COSTS**

**LOU ANN NEWBY, RN  
(LS0808181NUR)**

The Board considered the respondent's response to proposed assessment of additional costs regarding LS0808181NUR during deliberation of the Order Fixing Costs.

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to accept the Order Fixing Costs and to grant an extension of 180 days from April 24, 2010, in the matter of Lou Ann Newby, RN (LS0808181NUR). Motion carried unanimously.

**JENNIFER L. SCHLORF, RN  
(LS0804033NUR/DRL-09-0049)**

**MOTION:** Gretchen Lowe moved, seconded by Julia Nelson, to accept the order fixing costs in the matter of Jennifer L. Schlorf, RN (LS0804033NUR/DRL-09-0049). Motion carried unanimously.

**CYNTHIA M. TROTTER, RN  
(LS0910021NUR)**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to accept the order fixing costs in the matter of Cynthia M. Trotter, RN (LS0910021NUR). Motion carried unanimously.

**DELIBERATION OF ORDERS FIXING COSTS RECEIVED AFTER MAILING OF AGENDA**

None.

**DELIBERATION OF PROPOSED FINAL DECISION AND ORDERS**

**Deliberation of Variance of the Proposed Final Decision and Order in the Matter of Disciplinary Proceedings against Sarah J. Carpenter, LPN, DRL-09-0057**

**MOTION:** Julia Nelson moved, seconded by Kay Coppens, to accept the variance in the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Sarah J. Carpenter, LPN, DRL-09-0057. Motion carried unanimously.

**Deliberation of Proposed Final Decision and Order in the Matter of Disciplinary Proceedings against Melinda J. Juleen, LPN (Respondent), Div. of Hearings and Appeals Case # DRL-09-0102**

**MOTION:** Kay Coppens moved, seconded by Maria Joseph, to accept the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Melinda J. Juleen, LPN, DRL-09-0102. Motion carried unanimously.

**Deliberation of Proposed Final Decision and Order in the Matter of Disciplinary Proceedings against Linda S. Stone, RN (Respondent), Div. of Hearings and Appeals Case # DRL-09-0123, DOE Case # 08 NUR 343**

**MOTION:** Julia Nelson moved, seconded by Gretchen Lowe, to accept the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Linda Stone, RN, DRL-09-0123, DOE Case # 08 NUR 343. Motion carried unanimously.

**Deliberation of Proposed Final Decision and Order in the Matter of Disciplinary Proceedings against Victoria S. Tegge, RN (Respondent), Div. of Hearings and Appeals Case # DRL-09-0051**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to accept the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Victoria S. Tegge, DRL-09-0051. Motion carried unanimously.

**DELIBERATION OF PROPOSED FINAL DECISIONS AND ORDERS IN THE MATTER OF DISCIPLINARY PROCEEDINGS RECEIVED AFTER MAILING OF AGENDA**

None.

**DELIBERATION OF PETITIONS FOR RE-HEARINGS THAT MAY BE SIGNED AFTER MAILING OF AGENDA**

None.

**DIVISION OF ENFORCEMENT  
CASE STATUS REPORT & CASE CLOSINGS**

**10 NUR 010**

**MOTION:** Julia Nelson moved, seconded by Gretchen Lowe, to close case 10 NUR 010 for prosecutorial discretion (P5). Motion carried unanimously.

**06 NUR 211**

**MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to close case 06 NUR 211 for prosecutorial discretion (P2). Motion carried unanimously.

**06 NUR 129**

**MOTION:** Kay Coppens moved, seconded by Julia Nelson, to close case 06 NUR 129 for no violation. Motion carried unanimously.

**06 NUR 126**

**MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to close case 06 NUR 126 for prosecutorial discretion (P2). Motion carried unanimously.

**09 NUR 050, 09 NUR 059**

**MOTION:** Maria Joseph moved, seconded by Julia Nelson, to close cases 09 NUR 050, 09 NUR 059 for prosecutorial discretion (P2). Motion carried unanimously.

**08 NUR 099**

**MOTION:** Maria Joseph moved, seconded by Evelyn Merriett, to close case 08 NUR 099 for no violation. Motion carried unanimously.

**09 NUR 061**

**MOTION:** Gretchen Lowe moved, seconded by Maria Joseph, to close case 09 NUR 061 for no violation. Motion carried unanimously.

**09 NUR 172**

**MOTION:** Kay Coppens moved, seconded by Maria Joseph, to close case 09 NUR 172 for no violation. Motion carried unanimously.

**09 NUR 345**

**MOTION:** Julia Nelson moved, seconded by Evelyn Merriett, to close case 09 NUR 345 for no violation. Motion carried unanimously.

**06 NUR 278**

**MOTION:** Kay Coppens moved, seconded by Maria Joseph, to close case 06 NUR 278 for no jurisdiction. Motion carried unanimously.

**07 NUR 027**

**MOTION:** Gretchen Lowe moved, seconded by Evelyn Merriett, to close case 07 NUR 027 for no violation. Motion carried unanimously.

**08 NUR 082**

**MOTION:** Evelyn Merriett moved, seconded by Gretchen Lowe, to close case 08 NUR 082 for prosecutorial discretion (P2). Motion carried unanimously.

**08 NUR 171**

**MOTION:** Julia Nelson moved, seconded by Kay Coppens, to close case 08 NUR 171 for no violation. Motion carried unanimously.

**08 NUR 278**

**MOTION:** Julia Nelson moved, seconded by Maria Joseph, to close case 08 NUR 278 for no violation. Motion carried unanimously.

**08 NUR 419**

**MOTION:** Evelyn Merriett moved, seconded by Kay Coppens, to close case 08 NUR 419 for insufficient evidence. Motion carried unanimously.

**09 NUR 057**

**MOTION:** Julia Nelson moved, seconded by Maria Joseph, to close case 09 NUR 057 for prosecutorial discretion (P1). Motion carried unanimously.

**09 NUR 173**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to close case 09 NUR 173 for prosecutorial discretion (P7). Motion carried unanimously.

**09 NUR 390**

**MOTION:** Maria Joseph moved, seconded by Julia Nelson, to close case 09 NUR 390 for prosecutorial discretion (P1). Motion carried unanimously.

**10 NUR 003**

**MOTION:** Gretchen Lowe moved, seconded by Julia Nelson, to close case 10 NUR 003 for insufficient evidence. Motion carried unanimously.

**07 NUR 233**

**MOTION:** Gretchen Lowe moved, seconded by Kay Coppens, to close case 07 NUR 233 for prosecutorial discretion (P2). Motion carried unanimously.

**08 NUR 023**



**MOTION:** Kay Coppens moved, seconded by Julia Nelson, to close case 08 NUR 023 for prosecutorial discretion (P2). Motion carried unanimously.

**08 NUR 207**

**MOTION:** Julia Nelson moved, seconded by Evelyn Merriett, to close case 08 NUR 207 for prosecutorial discretion (P1). Motion carried unanimously.

**08 NUR 216**

**MOTION:** Maria Joseph moved, seconded by Evelyn Merriett, to close case 08 NUR 216 for insufficient evidence. Motion carried unanimously.

**08 NUR 217**

**MOTION:** Maria Joseph moved, seconded by Evelyn Merriett, to close case 08 NUR 217 for prosecutorial discretion (P3). Motion carried unanimously.

**08 NUR 274**

**MOTION:** Evelyn Merriett moved, seconded by Gretchen Lowe, to close case 08 NUR 274 for insufficient evidence. Motion carried unanimously.

**08 NUR 429**

**MOTION:** Gretchen Lowe moved, seconded by Julia Nelson, to close case 08 NUR 429 for prosecutorial discretion (P2). Motion carried unanimously.

**08 NUR 434**

**MOTION:** Evelyn Merriett moved, seconded by Maria Joseph, to close case 08 NUR 434 for no violation. Motion carried unanimously.

**OTHER BOARD BUSINESS**

None.

**ADJOURNMENT**

**MOTION:** Evelyn Merriett moved, seconded by Julia Nelson, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:10 p.m.